



A34535-A-PCT-USA-A (070050.1866)  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Fisher Assignee : The Trustees of Columbia University  
in the City of New York

Appln. No.: 09/991,452 Examiner : Marschel, Ardin A.

Filed : November 21, 2001 Group Art Unit: 1631

For : USE OF A MELANOMA DIFFERENTIATION ASSOCIATED  
GENE (mda-7) FOR REVERSING A CANCEROUS PHENOTYPE

**TERMINAL DISCLAIMER FEE SHEET**

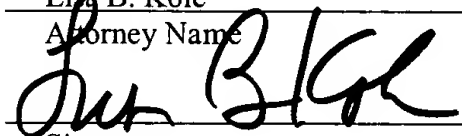
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December 19, 2003

Date of Deposit

Lisa B. Kole

Attorney Name

  
Signature

35,225

PTO Registration No.

December 19, 2003

Date of Signature

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

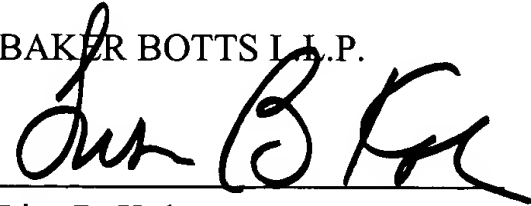
Dear Sir:

Pursuant to 37 C.F.R. §§ 1.321(a) and 1.20(d), the fee for processing the attached  
Terminal Disclaimer is estimated to be \$110.00.

The Commissioner is hereby authorized to charge the \$110.00 fee as well as any additional filing fees associated with this communication or credit any overpayment to Deposit Account No. 02-4377. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

BAKER BOTTS L.L.P.

A handwritten signature in black ink, appearing to read 'Lisa B. Kole', written over a horizontal line.

Lisa B. Kole

Patent Office Reg. No. 35,225

*Attorneys for Applicants*

(212) 408-2500

Date: December 19, 2003



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Alexandria, VA 22313-1450

Dear Sir:

The owner, the Trustees of Columbia University in the City of New York  
("Assignee"), of 100% interest in the instant application by virtue of an assignment recorded by  
The United States Patent Office at Reel/Frame Numbers 9999 Frame 0969 and 010325/0182,  
which assigns ownership of the parent of the above-identified application and any continuation  
thereof (the present application being such a continuation), a copy of which is attached hereto,  
hereby disclaims, except as provided below, the terminal part of the statutory term of any patent  
granted on the instant application, which would extend beyond the expiration date of the full  
statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any

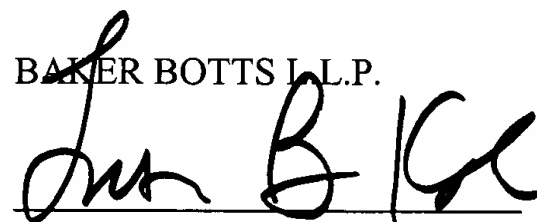
terminal disclaimer, of prior 1) U.S. Patent No. 5,710,137, which issued on January 20, 1998; and 2) U.S. Patent No. 6,355,622 which issued on March 12, 2002. Assignee hereby agrees that any patent so granted on the above identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 5,710,137 and U.S. Patent No. 6,355,622. The Assignee further agrees that this agreement is to run with any patent granted on the above identified application and is to be binding upon the grantee, its successors, and assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,710,137 and U.S. Patent No. 6,355,622 in the event that said patents later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid, are statutorily disclaimed in whole or terminally disclaimed under C.F.R. 1.321(a), have all claims canceled by a reexamination certificate, or are otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Respectfully submitted,

BAKER BOTTS L.L.P.



Lisa B. Kole

Patent Office Reg. No. 35,225

*Attorneys for Applicants*

(212) 408-2500

Date: December 19, 2003